



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : GORDON, Andrew W. et al.
Application No. : 10/734,050
Filed : December 11, 2003
Title : Mobile Desalination Plants And Systems, And Methods
For Producing Desalinated Water
Examiner : Menon, Krishnan S.
Art Unit : 1723

Mail Stop PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 5.25
FOR A RETROACTIVE FOREIGN FILING LICENSE

Pursuant to 35 U.S.C. § 184 and 37 C.F.R. §§ 1.182 and 5.25, the undersigned
hereby petitions the Commissioner for Patents for a retroactive foreign filing license
for the above-identified application.

As required by 37 C.F.R. § 5.25, the petition includes:

- (1) A listing of each of the foreign countries in which the unlicensed patent application material was filed,
- (2) The dates on which the material was filed in each country,
- (3) A verified statement (oath or declaration) containing:
 - (i) An averment that the subject matter in question was not under a secrecy order at the time it was filed abroad, and that it is not currently under a secrecy order,
 - (ii) A showing that the license has been diligently sought after discovery of the proscribed foreign filing, and
 - (iii) An explanation of why the material was filed abroad through error and without deceptive intent without the required license under §5.11 first having been obtained, and

11/30/2004 AWONDAF1 00000141 10734050

01 FC:1464

130.00 OP

(4) The required fee (§1.17(h)).

STATEMENT OF THE FACTS

1. The present application was filed with the U.S. Patent and Trademark Office on December 11, 2003. The present application is a continuation-in-part of U.S. Patent Application No. 10/630,351 (“the ‘351 application”), filed July 30, 2003, which claims priority to U.S. Provisional Application No. 60/416,907, filed October 8, 2002, and the U.S. Patent Application No. 10/453,206, filed June 3, 2003, and converted to U.S. Provisional Application No. 60/505,341, on July 14, 2003.

2. A Foreign Filing License was granted in the parent case (i.e., the ‘351 application) on October 27, 2003 (copy of the Updated Official Filing Receipt is attached as Exhibit A).

3. The unlicensed application was filed in Pakistan on April 7, 2004, and was assigned an application number of 239/2004 by the Patent Office of the government of Pakistan (copy of a filing receipt is attached as Exhibit B).

4. The unlicensed application was filed in the Patent Office of the Cooperation Council for the Arab States of the Gulf (“GCC”) on April 7, 2004, and was assigned an application number of GCC/P/2004/3368 by the GCC (copy of a filing receipt is attached as Exhibit C).

5. The publication date of the ‘351 application is indicated on a Notice of Publication of Application as April 8, 2004 (copy of the Notice of Publication of Application attached as Exhibit D).

6. The present application was not under a secrecy order at the time it was filed abroad, and it is not currently under a secrecy order (copy of Patent Application Information Retrieval (PAIR) results attached as Exhibit E). As no secrecy order had been imposed, a foreign filing license was not required for the subject matter in question as of June 11, 2004 (six months after filing the present application). (*See* 35 U.S.C. 184).

7. The publication date of the present application is indicated on a Notice of Publication of Application as October 21, 2004 (copy of the Notice of Publication of Application attached as Exhibit F).

CONCLUSION

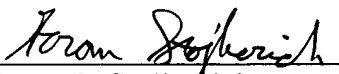
Together with this Petition, a check in the amount of \$130.00, the proper fee under 37 C.F.R. § 1.17(h), a duplicate copy of this Petition, and a Declaration under 37 C.F.R. § 5.25(a)(3) indicating that: (1) the subject matter in question was not under a secrecy order at that time it was filed abroad, and that it is not currently under a secrecy order; (2) the license has been diligently sought after discovery of the proscribed foreign filing; and (3) an explanation of why the material was inadvertently filed abroad through error and without deceptive intent without the required license under 37 C.F.R. § 5.11 first having been obtained.

In light of the above, the attached exhibits, and the Declaration, the undersigned believes that the requirements of 37 C.F.R. § 5.25 have been satisfied. Accordingly, it is respectfully requested that the Office issue a retroactive Foreign Filing License.

The Commissioner is hereby authorized to charge any additional fees required under 37 C.F.R. § 1.17, or credit any overpayment, to Deposit Account No. 16-1435.

Respectfully submitted,

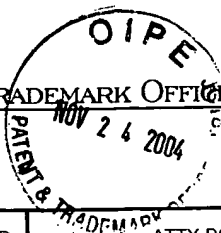
Dated: November 23, 2004


Goran P. Stojkovich
Registration No. 45,841

KILPATRICK STOCKTON LLP
1001 West Fourth Street
Winston-Salem, NC 27101-2400
Tel: (336) 607-7300
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/630,351	07/30/2003	1723	3244	37861-277592	22	256	15

CONFIRMATION NO. 9298

UPDATED FILING RECEIPT



OC000000011376326

Goran P. Stojkovich
Kilpatrick Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101

Date Mailed: 11/28/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Andrew W. Gordon, Boca Raton, FL;
Charles R. Cushing, Spring Lake, NJ;
Steven J. Duranceau, Orlando, FL;
J. Michael Cavanaugh, Arlington, VA;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/416,907 10/08/2002
and claims benefit of 60/505,341 06/03/2003

Foreign Applications

If Required, Foreign Filing License Granted: 10/27/2003

Projected Publication Date: 04/08/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

DOCKETED

FOR: GPS

DUE DATE: _____

DN 12/8/03 BY KE

Preliminary Class

210

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



GOVERNMENT OF PAKISTAN
THE PATENT OFFICE
KARACHI-8

10746

Patent Application No. *239/2004*

Dated *7.4.2004* — 199 *44/8* *7.4.2004*

RECEIVED documents purporting to be an Application for a patent by
Water Standard Company LLC,

relating to *"Mobile Desalination plants And systems And Methods
for producing Desalinated water."*

together with a PROVISIONAL/COMPLETE Specification and fee of Rs. *22800*
(Rupees — only). *Twenty Two thousand Eight Hundred only.*

The Application has been numbered and dated as of *(7.4.2004)*

To

M/s Vellani & Vellani

[Signature]
for Controller of Patents & Designs.

P&D.-44

(See notice on the reverse).

NOTICE

(1) An application accompanied by Provisional Specification will not be examined under Section 5 of the Patents and Designs Act (II of 1911) until the Complete Specification accompanied by the prescribed fee of Rs. is filed.

(2) The normal period allowable for filing the Complete Specification is nine months from the date of the application. An extension by one month beyond the said nine months may be obtained on making a request on Form No. P.&D.-4 accompanied by a fee of Rs. only.

(3) Where a Complete Specification has been filed in respect of an application the examination report will be forwarded to the applicant (or his agents) in due course. Ordinarily it takes 1 to 3 months from the date of filing the Complete Specification for completing the examination.

PATENT OFFICE OF THE
COOPERATION COUNCIL FOR THE
ARAB STATES OF THE GULF



مكتب براءات الاختراع
لمجلس التعاون لدول الخليج العربية

سند وثائق واردة لمكتب براءات الاختراع لمجلس التعاون

NOV 24 2004
PATENT & TRADEMARK OFFICE
3365

رقم الإيصالي :

طلبات جديدة

رقم الطلب	الوقت	التاريخ	م
3368	13 : 50 : 29	2004-04-07	8688
Applicant's Name		اسم مقدم الطلب	
Water Standard Company, LLC		ووتر ستاندارد كومباني ، إل إل سي	
اسم الوكيل			
مكتب المحامي سليمان إبراهيم العمار			
Title of Invention		اسم الاختراع	
Mobile Desalination plants and systems, and		وحدات ونظم متنقلة لإزالة المنوحة وطرق لتوفير مياه منزوعة	

عدد الصفحات	بيان الوارد	عدد الصفحات	بيان الوارد
		5	257
		6	
3	ترخيص وتفويض	7	
	عدد ١ قرص مرن + رسوم الإيداع	8	

غير مقبول للأسباب التالية	مقبول وتم إجراء اللازم
	خالد الحميدان

التوقيع	تاريخ الاحالة	جهة الاحالة
	2004-04-07	حسن الحسني

Applicant Name : Water Standard Company LLC

Title of Invention : MOBILE DESALINATION PLANTS AND SYSTEMS, AND METHODS FOR PRODUCING DESALINATED WATER

Filing Date : April 7, 2004

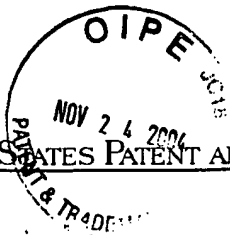
Application No. : GCC/P/2004/3368

ملاحظة هامة : يستحق على طلب براءة الاختراع رسم سنوي يتعين سداؤه خلال ثلاثة اشهر من بداية كل سنة ميلادية تلي السنة التي تم فيها تقديم الطلب.

المادة (١٦) من النظام.

Important Note : A patent application will be subject to an annual fee due in three months from the beginning of each year that follows filing year.

Article (16) of the Patent Regulation.



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/630,351	07/30/2003	Andrew W. Gordon	37861-277592

CONFIRMATION NO. 9298

Goran P. Stojkovich
Kilpatrick Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101



OC000000012308018

Title: Mobile desalination plants and systems, and methods for producing desalinated water

Publication No. US-2004-0065614-A1

Publication Date: 04/08/2004

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

The publication may be accessed through the USPTO's publicly available Searchable Databases via the Internet at www.uspto.gov. The direct link to access the publication is currently <http://www.uspto.gov/patft/>.

The publication process established by the Office does not provide for mailing a copy of the publication to applicant. A copy of the publication may be obtained from the Office upon payment of the appropriate fee set forth in 37 CFR 1.19(a)(1). Orders for copies of patent application publications are handled by the USPTO's Office of Public Records. The Office of Public Records can be reached by telephone at (703) 308-9726 or (800) 972-6382, by facsimile at (703) 305-8759, by mail addressed to the United States Patent and Trademark Office, Office of Public Records, Alexandria, VA 22313-1450 or via the Internet.

In addition, information on the status of the application, including the mailing date of Office actions and the dates of receipt of correspondence filed in the Office, may also be accessed via the Internet through the Patent Electronic Business Center at www.uspto.gov using the public side of the Patent Application Information and Retrieval (PAIR) system. The direct link to access this status information is currently <http://pair.uspto.gov/>. Prior to publication, such status information is confidential and may only be obtained by applicant using the private side of PAIR.

Further assistance in electronically accessing the publication, or about PAIR, is available by calling the Patent Electronic Business Center at (703) 305-3028.

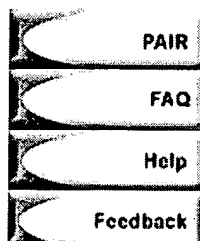
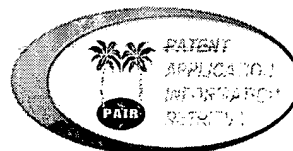
Customer Service Center
Initial Patent Examination Division (703) 308-1202



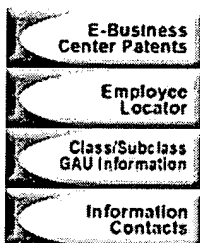
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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



Printer Friendly Version

Search results as of: 11-19-2004.:13:50

Search results for application number:10/734,050			
Application Number:	10/734,050	Customer Number:	-
Filing or 371(c) Date:	12-11-2003	Status:	Docketed New Case Ready for Examination
Application Type:	Utility	Status Date:	08-03-2004
Examiner Name:	MENON, KRISHNAN S	Location:	ELECTRONIC
Group Art Unit:	1723	Location Date:	-
Confirmation Number:	9453	Earliest Publication No:	US 2004-0206681 A1
Attorney Docket Number:	37861-293035	Earliest Publication Date:	10-21-2004
Class/ Sub-Class:	210/650	Patent Number:	-
First Named Inventor:	Andrew Gordon, Boca Raton, FL (US)	Issue Date of Patent:	-
Title Of Invention:	Mobile desalination plants and systems, and methods for producing desalinated water		

Select Search Option

Continuity Data

Search

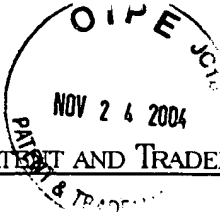
Image File Wrapper

Published Documents

File History	
Date	Contents Description
08-19-2004	Reference capture on IDS
08-19-2004	Information Disclosure Statement (IDS) Filed
08-03-2004	IFW TSS Processing by Tech Center Complete
08-03-2004	Case Docketed to Examiner in GAU
05-03-2004	Oath or Declaration Filed (Including Supplemental)
07-14-2004	Receipt of all Acknowledgement Letters
07-14-2004	Receipt of Acknowledgment Letter
05-17-2004	Transfer Inquiry to GAU
05-13-2004	Application Return from OIPE
05-13-2004	Application Return TO OIPE
05-13-2004	Application Dispatched from OIPE
05-13-2004	Application Is Now Complete
05-03-2004	Additional Application Filing Fees
05-03-2004	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applicant
03-18-2004	Notice Mailed--Application Incomplete--Filing Date Assigned

03-04-2004	Agency Referral Letter Mailed
03-03-2004	Referred by L&R for Third-Level Security Review. Agency Referral I Generated
02-13-2004	Referred to Level 2 (LARS) by OIPE CSR
12-27-2003	IFW Scan & PACR Auto Security Review
12-11-2003	Initial Exam Team nn

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/734,050	12/11/2003	Andrew W. Gordon	37861-293035

Samuel B. Rollins
Kilpatrick Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101

CONFIRMATION NO. 9453



OC000000014151187

Title: Mobile desalination plants and systems, and methods for producing desalinated water

Publication No. US-2004-0206681-A1

Publication Date: 10/21/2004

NOTICE OF PUBLICATION OF APPLICATION

The above-identified application will be electronically published as a patent application publication pursuant to 37 CFR 1.211, et seq. The patent application publication number and publication date are set forth above.

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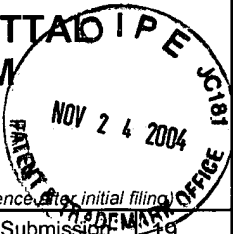
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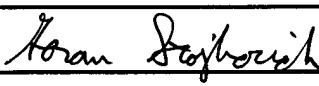
Customer Service Center
Initial Patent Examination Division (703) 308-1202

FOR: CWC/JCW
DUE DATE: _____

CN: 11/17/04 BY: KF

TRANSMITTAL FORM  (to be used for all correspondence after initial filing)	Application Number	10/734,050
	Filing Date	December 11, 2003
	First Named Inventor	Gordon, A., et al.
	Art Unit	1723
	Examiner Name	Menon, K.
Total Number of Pages in This Submission	Attorney Docket Number	37861/293035

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition Under 37 CFR 5.25 For a Retroactive Foreign Filing License (w/Exhibits A-F); Declaration For Retroactive Foreign Filing License Under 37 CFR 5.25; Check in the amount of \$130.00; Express Mail Certificate
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Kilpatrick Stockton LLP		
Signature			
Printed Name	Goran P. Stojkovich		
Date	November 24, 2004	Reg. No.	45,841

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL

for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$ 130

Complete if Known

Application Number 10/734,050
Filing Date December 11, 2003
First Named Inventor Gordon, A., et al
Examiner Name Menon, K.
Art Unit 1723
Attorney Docket No. 37861/293035

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None
Order

☒ Deposit Account:

Deposit Account Number 16-1435

Deposit Account Name Kilpatrick Stockton LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
20 **	0	0	0
Independent Claims	3 **	0	0
Multiple Dependent		0	0

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) Petition Under 37 CFR 5.25 For a Retroactive Foreign Filing License 130.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130

SUBMITTED BY

Complete (if applicable)

Name (Print/Type) Goran P. Stojkovich Registration No. (Attorney/Agent) 45,841 Telephone 336-607-7300
Signature *Goran Stojkovich* Date 11/24/2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application	GORDON, Andrew W. et al.
Application No.	10/734,050
Filed	December 11, 2003
Title	Mobile Desalination Plants And Systems, And Methods For Producing Desalinated Water
Examiner	Menon, Krishnan S.
Art Unit	1723

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION FOR RETROACTIVE FOREIGN FILING LICENSE
UNDER 37 C.F.R. § 5.25

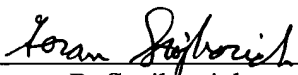
I, Goran P. Stojkovich (Reg. No. 45, 841), hereby declare:

1. I am an attorney for the assignee in the present application.
2. The subject matter in question was not under a secrecy order at the time it was filed abroad, and it is not currently under a secrecy order.
3. On November 18, 2004 while preparing and filing a PCT patent application for the subject matter of the present application, I discovered that the subject matter of the present application had been filed abroad (i.e., Pakistan and the GCC) without a foreign filing license. I have prepared this petition seeking a retroactive foreign filing license within one week after discovery of the unlicensed foreign filing. I respectfully assert that I have diligently sought this retroactive foreign filing license.

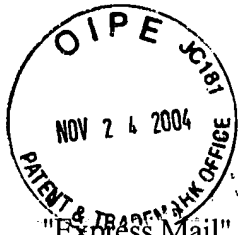
4. The present application was filed without a foreign filing license through error and without deceptive intent. A foreign filing license was granted in the parent application. When filing the unlicensed subject matter abroad, it was assumed, but not verified, that a foreign filing license had been granted for the additional subject matter of the present application. Further, it is believed that the additional subject matter does not alter the general nature of the invention in a manner which would require the present application to have been made available for inspection by the appropriate defense agencies under 35 U.S.C. § 181 and 37 C.F.R. § 5.11.

5. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements are made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: November 23, 2004


Goran P. Stojkovich
Registration No. 45,841

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Fax: (336) 607-7500



11-26-04

17Wg

EXPRESS MAIL CERTIFICATE

"Express Mail" mailing label number:

EV 463 357 191 US

Date of Deposit:

November 24, 2004

Type of Document(s):

Transmittal Form;
Fee Transmittal for FY 2005 (in duplicate);
Declaration For Retroactive Foreign Filing
License Under 37 CFR §5.25
Petition Under 37 CFR §5.25 For A
Retroactive Foreign Filing License
(w/Exhibits A through F);
Check in the amount of \$130.00; and
Return postcard

Serial No.:

10/734,050

Date Filed:

December 11, 2003

I hereby certify that the documents identified above are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Robin-Leigh